IN THE SPECIFICATION

Please amend the paragraph at page 10, line 22 to page 12, line 1, as follows:

- Fig. 1 is a sectional side elevation showing a first example of a conventional EGR cooler;
 - Fig. 2 is a sectional view looking in the direction of arrows II in FIG. 1;
- Fig. 3 is a sectional side elevation showing a second example of the conventional EGR cooler;
- Fig. 4 is a sectional elevation showing a third example of the conventional EGR cooler;
 - Fig. 5 is a sectional view looking in the direction of arrows V in FIG. 4;
 - Fig. 6 is a sectional side elevation showing a first embodiment of the invention;
 - Fig. 7 is a sectional view looking in the direction of arrows VII in FIG. 6;
 - Fig. 8 is a sectional view showing a second embodiment of the invention;
 - Fig. 8A is a side elevation showing the second embodiment of the invention;
 - Fig. 9 is a sectional view showing a third embodiment of the invention;
 - Fig. 10 is a sectional view showing a fourth embodiment of the invention;
 - Fig. 11 is a sectional view showing a fifth embodiment of the invention;
 - Fig. 12 is a sectional view showing a sixth embodiment of the invention;
- Fig. 13 is a schematic sectional view showing a seventh embodiment of the invention;
- Fig. 14 is a schematic sectional view showing an eighth embodiment of the invention; and
 - Fig. 15 is a schematic sectional view showing a ninth embodiment of the invention.

Application No. 10/530,057

Reply to Office Action of November 28, 2008

Please amend the paragraph at page 16, lines 2-13, as follows:

The bypass conduit 19 or 20 of the second or third embodiment, respectively, is substantially similar to that in the first embodiment and has a bypass inlet formed at a position diametrically opposite to a cooling water inlet 4 of the shell 1 and extends axially of the shell 1 as a bypass body into a cooling water outlet 5 via a bent portion to form a bypass outlet midway of the outlet 5. Substantially as in the case of the first embodiment, cross sectional area of the flow path in the conduit 19 or 20 is preferably set to 5-15% of a total cooling water content in accordance with flow analysis, actual device test and the like. This is illustrated in Fig. 8A, wherein parts similar to those of Figs. 6 and 8 are designated by the same reference numerals.